



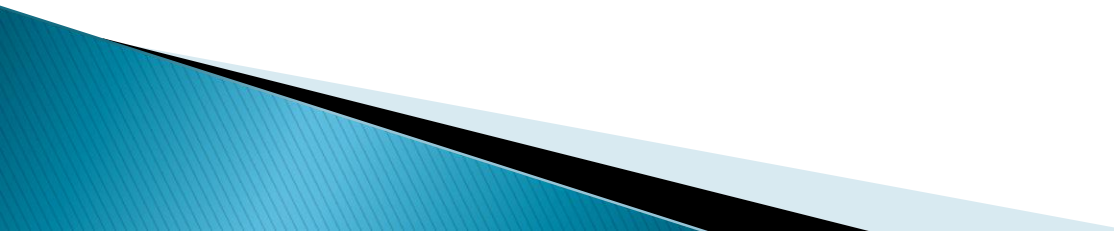
November 3, 2011



California High-Speed Rail Authority

Small and Disadvantaged Business Enterprise Program

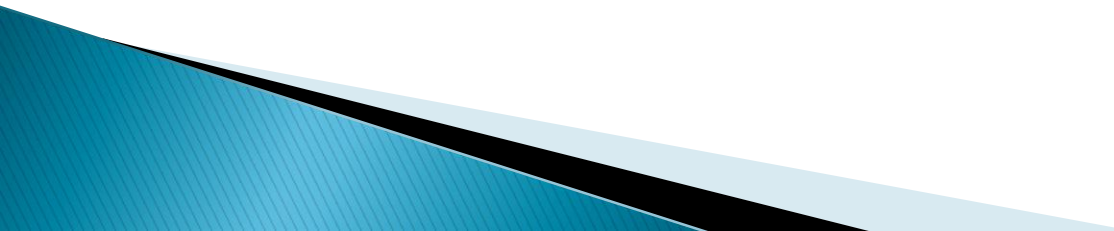
CHSRA Policy and Proposed Draft SB/DBE Program

- ▶ As a condition of Federal financial assistance from FRA, CHSRA is required to develop and implement a Small and Disadvantaged Business Enterprise Program
 - ▶ Consistent with this directive, CHSRA presents to the Board its modified policy originally presented to the Board in February 2011 and the proposed Draft SB/DBE Program
 - ▶ FRA reviewed the Draft SB/DBE Policy and proposed SB/DBE Program; FRA approved the Policy Statement and provided comments to the draft Program
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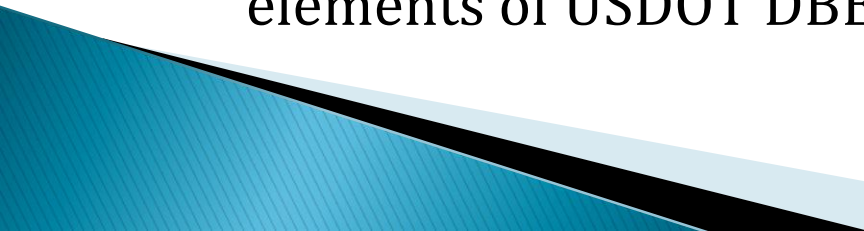
CHSRA Proposed Draft SB/DBE Program

- ▶ The Draft SB/DBE Program was charged to:
 - Ensure compliance with Title VI Non-Discrimination Requirements;
 - Ensure equitable opportunities for all Small Businesses, including Disadvantaged, minority and women-owned, Disabled Veterans firms and Micro Businesses to participate in CHSRA's Contracting Program;
 - Incorporate Best Practices (key elements) of Title 49 CFR Part 26, "USDOT DBE Program" in contracts funded under the Cooperative Agreement that provides:
 - Accessible supportive services to build SB/DBE capacity and success
 - Prompt Payment Mechanisms
 - Substitution and Termination Provisions
 - Demonstration of Good Faith Efforts; Good Faith Efforts are defined as efforts which, by their scope, intensity and appropriateness to the objective can reasonably be expected to achieve the goal or other requirement.
 - Innovative acquisition strategies that promote participation of Small and Disadvantaged Businesses, including DVBEs and Micro-Businesses
 - Ongoing oversight and transparent tracking and reporting of SB/DBE utilization

CHSRA Proposed Draft SB/DBE Program

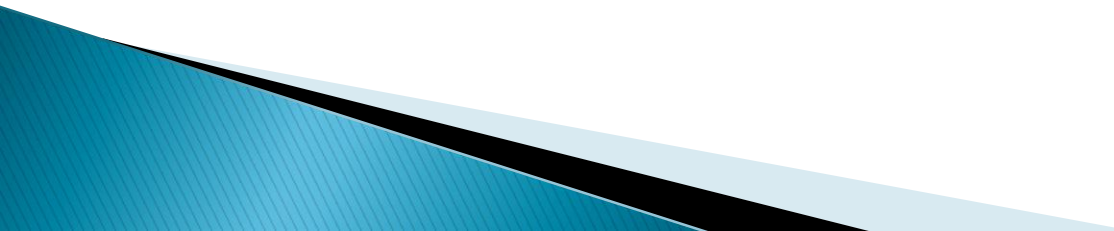
- ▶ Action requested of the Board
 - Requests the Board to Approve the SB/DBE Policy Statement; and
 - Authorize the CEO to release the proposed Draft SB/DBE Program for 45 day public comment
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CHSRA Proposed Draft SB/DBE Program


- ▶ The Proposed Draft includes:
 - A 30% SB overall goal
 - SB definition is inclusive of DBEs, DVBEs and Micro-Businesses certified through the California Unified Certification Program, Department of General Services and the Federal SBA
 - 14 Policy Objectives representative of the key best practice elements of USDOT DBE Program
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CHSRA SB/DBE Program

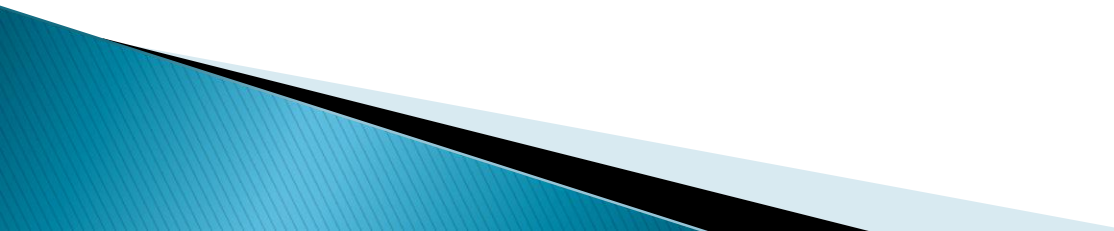
Next Steps

- ▶ Following the Board's Authorization and Approval, the CHSRA will release the draft Program for a 45 day public comment period
 - ▶ Host a minimum of three meetings to solicit the contracting and business communities' input (Central Valley, Southern California and Bay Area)
 - ▶ Comments received during this period will be given full consideration in making any revisions to the Program and Implementation strategy to ensure the spirit and intent of the Program is carried forward
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CHSRA SB/DBE Program Concurrent Steps

- ▶ Incorporate SB goal and other boiler plate language into upcoming solicitations and contracts sufficient to articulate the Board's directives of ensuring Small Businesses inclusive of DBEs, minority and women-owned, DVBES and Micro-Businesses have every opportunity to bid and successfully participate in the CHSRA's projects
 - ▶ Solicit and conduct an Availability and Disparity Study to assess the CHSRA's market place business availability and other effects that may impact the SB/DBE Program implementation
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CHSRA SB/DBE Program Concurrent Steps

- ▶ **Conduct Title VI Contract Compliance Reviews**
 - ▶ **Continue to develop a strong Business Development component of identifying and entering into memorandums of understanding to increase the accessibility and utilization of viable resources to advance SB/DBE participation**
 - ▶ **Meeting the Program objectives applies to all components of the Authority, including all Contractors/Design-Builders on existing and future contract awards**
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CHSRA SB/DBE Program Summary

In summary, upon completion of the public facilitation process, the final SB/DBE Program plan will be brought back to the Board for final approval prior to submitting to FRA

California High-Speed Rail Authority

Thank You

